

JOSEPH P. RUSSONIELLO (SBN 44332)
 United States Attorney
 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 VICTORIA R. CARRADERO (SBN 217885)
 Assistant United States Attorney
 ANDREW Y.S. CHENG (CSBN 164613)
 Assistant United States Attorney
 MICHAEL T. PYLE (CSBN 172954)
 Assistant United States Attorney

450 Golden Gate Avenue, 9th Floor
 San Francisco, California 94102-3495
 Telephone: (415) 436-6813
 Facsimile: (415) 436-6748
 Email: andrew.cheng@usdoj.gov

Attorneys for Federal Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

ROSA MARTINEZ and JIMMY
 HOWARD, on behalf of themselves and all
 others similarly situated,

 Plaintiffs,

 v.

 MICHAEL J. ASTRUE, Commissioner of
 Social Security, in his official capacity;

 Defendant.

Case No. C08-4735 CW
E-FILING CASE

**STIPULATION AND ORDER TO
 CONTINUE DATES**

The parties have reached a settlement as to all terms except for attorney's fees. The parties request the Court to continue the hearing as to all motions and the case management conference to April 2, 2009. It is anticipated that prior to that date, the parties will contact Magistrate Judge Edward Chen to put the terms of the settlement on the record no later than March 24, 2009.

RESPECTFULLY SUBMITTED,
 JOSEPH P. RUSSONIELLO
 United States Attorney

Dated: March 12, 2009

/s/
 ANDREW Y.S. CHENG
 Assistant United States Attorney

1
2
3 Dated: March 12, 2009

_____/s/_____
4 DAVID FRY
Attorney for Plaintiff
5

6 The Court, having considered the stipulation of the parties, orders that the hearing on all
7 motions and the case management conference be continued to April 2, 2009, at 2:00 p.m.
8

9 IT IS SO ORDERED.
10

11 

12 DATED: 3/13/09

13 _____
CLAUDIA WILKEN
14 United States District Judge
15
16
17
18
19
20
21
22
23
24
25
26
27
28